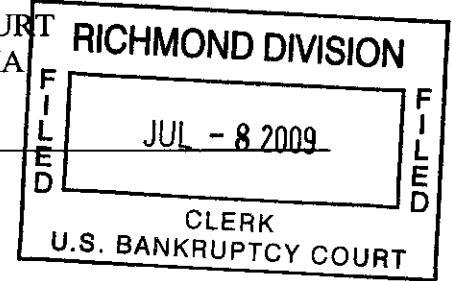


IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION



In re: : Chapter 11  
: :  
CIRCUIT CITY STORES, INC. : Case No. 08-35653  
: :  
et al. : Jointly Administered  
: :  
Debtors. :  
: :  
x

**RESPONSE OF SUSAN M. JOHNSON TO  
DEBTOR'S 12<sup>th</sup> OMNIBUS MOTION AND OBJECTION TO  
PENSION PLAN AND 401(k) PLAN CLAIM (CLAIM 7279)**

TO: Clerk of the Bankruptcy Court, United States Bankruptcy Court, 701 East Broad Street –  
Room 4000, Richmond, Virginia, 23219.

Susan M. Johnson, for her response to the above motion states by her legal counsel, Mark C. McCullough, as follows:

1. Susan M. Johnson is a claimant in this matter, claim #083565, seeking to protect my vested pension benefits.
2. On January 26, 2009, Susan M. Johnson filed a claim with Kurtzman Carson Consultants, LLC, asserting a claim for vested pension benefits in the debtor Qualified Pension Plan.
3. The debtors counsel represents that Johnson's pension benefit is fully protected by the Pension Plan Trust and the PBGC and that my Johnson's benefits are protected and secure in the Trust and PBGC.
4. Johnson previously filed with proof of claim the letter from Circuit City setting forth my verified rights.
5. Johnson and her legal counsel have personal knowledge of these matters.
6. Susan M. Johnson's address is: 13056 Brookside Lane North, Rogers, MN 55374. Her legal counsel's address is: Mark C. McCullough, Esq., Skaar & McCullough, 5500 Wayzata Boulevard, Suite 1450, Minneapolis, MN 55416.
7. Johnson represents that any court order dissolving my claim against the debtor's estate specifically preserve her verified pension rights in the Trust and PBGC.

8. If Johnson's vested pension rights are not protected and paid, Johnson asserts a claim against the debtor's assets.

9. On the date hereof, copies of this Response have been served upon the following:

SKADDEN, ARPS, SLATE,  
MEAGHER  
& FLOM, LLP  
One Rodney Square  
P.O. Box 636  
Wilmington, DE 19899-0636  
Attn: Gregg M. Galardi  
Attn: Ian S. Fredericks

SKADDEN, ARPS, SLATE,  
MEAGHER  
& FLOM, LLP  
333 West Wacker Drive  
Chicago, IL 60606  
Attn: Chris L. Dickerson

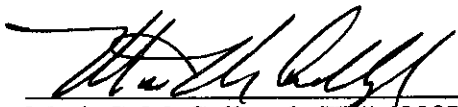
MCGUIREWOODS, LLP  
One James Center  
901 E. Cary Street  
Richmond, VA 23219  
Attn: Dion W. Hayes  
Attn: Douglas M. Foley

Circuit City Stores, Inc. et al.  
Claims Processing Department  
Kurtzman Carson Consultants, LLC  
2335 Alaska Avenue  
El Segundo, CA 90245

10. Susan M. Johnson is also filing this Response with Kurtzman Carson Consultants, LLC, as an administrative claim pursuant to the Court's Order to protect its disallowances unless Johnson's Pension is protected by the Pension Plan and Trust, and PBGC.

SKAAR & McCULLOUGH

Dated: 6/26/2009

  
Mark C. McCullough (ID# 6998X)  
Attorney for Susan M. Johnson  
The Colonnade, Suite 1450  
5500 Wayzata Blvd.  
Minneapolis, MN 55416  
(763) 545-0833; fax (763) 545-0834

**SKAAR & McCULLOUGH**  
ATTORNEYS AT LAW  
THE COLONNADE, SUITE 1450  
5500 WAYZATA BOULEVARD  
MINNEAPOLIS, MINNESOTA 55416

MARK C. McCULLOUGH

HARVEY E. SKAAR  
OF COUNSEL

TELEPHONE (763) 545-0833  
FAX (763) 545-0834  
E-MAIL mcm@mcmlaw1.com

June 26, 2009

Clerk of Bankruptcy Court  
United States Bankruptcy Court  
701 East Broad Street – Room 4000  
Richmond, VA 23219

Re: In Re Circuit City Stores, Inc. et al.  
Case No. 08-35653

Dear Clerk of Bankruptcy Court:

Please find enclosed the Response of Susan M. Johnson to Debtor's 12<sup>th</sup> Omnibus Motion and Objection to Pension Plan and 401(k) Plan Claim. A copy of the enclosed is also being served upon Debtor's attorneys with a copy of this letter.

Thank you for your assistance.

Very truly yours,



Mark C. McCullough

MCM:sm  
Enclosure

cc: Skadden, Arps, Slate, Meagher & Flom LLP  
McGuirewoods, LLP  
Circuit City Stores, Inc.  
Susan M. Johnson



## **MEMORANDUM**

Date: July 6, 2009  
To: Court Clerk  
From: Kurtzman Carson  
Re: Circuit City Stores Inc

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Enclosed please find a Response that was sent to our office by mistake, to be filed with the court.